

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

**IN RE: NATIONAL COLLEGIATE
ATHLETIC ASSOCIATION STUDENT-
ATHLETE CONCUSSION INJURY
LITIGATION – SINGLE SPORT /
SINGLE SCHOOL (FOOTBALL)**

**MICHAEL ROSE and TIMOTHY
STRATTON**, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

**THE NATIONAL COLLEGIATE
ATHLETIC ASSOCIATION,**
Defendant.

MDL No. 2492

Master Docket No. 1:16-cv-08727

**This Document Relates To:
Case No. 1:17-cv-01402**

Judge John Z. Lee

Magistrate Judge M. David Weisman

JOINT STATUS REPORT

Plaintiffs Michael Rose and Timothy Stratton (“Plaintiffs”) and Defendant National Collegiate Athletic Association (“NCAA” or “Defendant” and with Plaintiffs, the “Parties”) submit this Joint Status Report, pursuant to the Court’s June 16, 2022 Order (Rose Dkt. 113):

A. Current Deadlines Imposed By Court: The following schedule has been entered by the Court:

Event	Deadline
Completion of fact discovery on issues relating to class certification consistent with the Court’s prior orders	January 20, 2023
Plaintiff’s expert report(s) in support of motion for class certification	February 15, 2023
Plaintiff’s motion for class certification	March 14, 2023
Defendant to depose Plaintiff’s expert(s)	April 6, 2023

Event	Deadline
Defendant's expert report(s) in opposition to Plaintiff's motion for class certification	June 15, 2023
Defendant's response in opposition to Plaintiff's motion for class certification	July 14, 2023
Plaintiff to depose Defendant's expert(s)	August 1, 2023
Plaintiff's reply in support of motion for class certification	September 18, 2023
Parties' joint status report regarding appropriate next steps in the litigation, including appropriate deadlines for any dispositive motions and/or further amendment of the pleadings or joinder of parties as necessary and at the Court's discretion	30 days after ruling on motion for class certification

Order (Rose Dkt. 113).

B. Referral To Magistrate Judge: At this time, no aspects of this matter have been referred to the Magistrate Judge.

C. Progress Of Discovery: Discovery at this stage “shall be focused on class certification issues and such merits-related issues as inform the question of whether a class satisfies the requirements of Fed. R. Civ. P. 23.” Case Management Schedule (MDL Dkt. 91) at § III(D) (pp. 5-6). The Parties are actively engaging in fact discovery and anticipate needing to conduct additional written and oral discovery. The Parties have taken significant third-party discovery and anticipate conducting additional third-party discovery.

D. Pending Motions: There are no motions in Rose currently pending before the Court.

E. Status Of Settlement Discussions And Settlement Conference: The Parties have not conducted any settlement discussions and do not request a settlement conference at this time.

F. Proposed Schedule For Court Dates: The Parties currently do not believe there is a need to extend the current deadlines.

G. Actions That The Court Can Take Without A Hearing: None.

H. Hearing Request: The Parties do not believe a telephonic hearing or in-person hearing is necessary within the next 60 days.

Dated: August 31, 2022

Respectfully submitted,

/s/ Johanna M. Spellman

Johanna M. Spellman, One of the Attorneys for
Defendant National Collegiate Athletic Association

Mark S. Mester (Illinois Bar No. 6196140)

mark.mester@lw.com

Johanna M. Spellman (Illinois Bar No. 6293851)

johanna.spellman@lw.com

Robert C. Collins III (Illinois Bar No. 6304674)

robert.collins@lw.com

LATHAM & WATKINS LLP

330 North Wabash Avenue, Suite 2800

Chicago, Illinois 60611

Telephone: (312) 876-7700

Facsimile: (312) 993-9767

Counsel for Defendant

National Collegiate Athletic Association

Date: August 31, 2022

/s/ Michael A. Olsen (with consent)

Michael A. Olsen

Daniel L. Ring

MAYER BROWN LLP

71 South Wacker Drive

Chicago, IL 60606

(312) 782-0600

molsen@mayerbrown.com

dring@mayerbrown.com

Attorneys for Defendant

Counsel for Defendant The Big Ten Conference

Date: August 31, 2022

/s/ Todd Logan (with consent)

Todd Logan, One of the Attorneys for

Plaintiff Michael Rose and Timothy Stratton

Jay Edelson (Illinois Bar No. 6239287)
jedelson@edelson.com
EDELSON PC
350 North LaSalle Street, 13th Floor
Chicago, Illinois 60654
Telephone: (312) 589-6370
Facsimile: (312) 589-6378

Todd Logan (*pro hac vice*)
tlogan@edelson.com
EDELSON PC
150 California Street, 18th Floor
San Francisco, California 94111
Telephone: (415) 212-9300
Facsimile: (415) 373-9435

Sol Weiss
sweiss@anapolweiss.com
ANAPOL WEISS
One Logan Square
130 North 18th Street, Suite 1600
Philadelphia, Pennsylvania 19103
Telephone: (215) 735-2098
Facsimile: (215) 875-7701

Co-Lead Counsel for Plaintiff

CERTIFICATE OF SERVICE

I, Johanna M. Spellman, certify that, on August 31, 2022 a true and correct copy of the foregoing JOINT STATUS REPORT was filed through the CM/ECF system, which caused notice to be sent to all counsel of record.

/s/ Johanna M. Spellman

Johanna M. Spellman (Illinois Bar No. 6293851)

johanna.spellman@lw.com

LATHAM & WATKINS LLP

330 North Wabash Avenue, Suite 2800

Chicago, Illinois 60611

Telephone: (312) 876-7700

Facsimile: (312) 993-9767